



**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Issued by the Department of Transportation
on the 29th day of March 2004

Application of

**PSA AIRLINES, INC.
d/b/a US AIRWAYS EXPRESS
d/b/a US AIR EXPRESS**

Docket OST-2003-16813

for a certificate of public convenience and necessity under
49 U.S.C. 41102 to engage in foreign scheduled air
transportation of persons, property, and mail

ORDER ISSUING FOREIGN CERTIFICATE AUTHORITY

ERRATUM

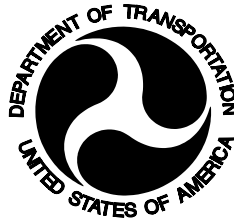
Order 2004-5-22, served May 28, 2004, issued PSA a certificate of public convenience and necessity authorizing PSA to engage in foreign scheduled air transportation between the United States and Canada. The foreign Certificate and attached Terms, Conditions and Limitations issued by Order 2004-5-22 contained several errors. Specifically, the Certificate (1) does not reflect the route number (Route 819) assigned to the certificate; and (2) incorrectly reflects the effective date of the authority.¹ In addition, Condition (3) to the Terms, Conditions, and Limitations incorrectly refers to PSA's parent company as "US Air Group, Inc.," instead of "US Airways Group, Inc." Attached is a corrected Certificate for Route 819 and Terms, Conditions and Limitations.

By:

RANDALL D. BENNETT
Director
Office of Aviation Analysis

*An electronic version of this document is available on the World Wide Web at:
<http://dms.dot.gov>.*

¹ Currently, the effective date is shown as "(see attached)"; it should read "May 28, 2004".



Certificate of Public Convenience and Necessity for Foreign Air Transportation

Route 819

This Certifies That

**PSA AIRLINES, INC.
d/b/a US Airways Express
d/b/a US Air Express**

is authorized, subject to the provisions of Subtitle VII of Title 49 of the United States Code, the orders, rules, and regulations issued thereunder, and the attached Terms, Conditions, and Limitations, to engage in foreign air transportation of persons, property, and mail.

This Certificate is not transferable without the approval of the Department of Transportation.

Secretary **By Direction of the**

**Issued by Order 2004-5-22
On March 29, 2004
Aviation**

**Karan K. Bhatia
Assistant Secretary for**

**Effective on May 28, 2004
Affairs**

and

International



Terms, Conditions, and Limitations

PSA AIRLINES, INC.
d/b/a US AIRWAYS EXPRESS
d/b/a US AIR EXPRESS

is authorized to engage in foreign air transportation of persons, property, and mail over the following segment:

Between a point or points in the United States and a point or points in Canada

This authority is subject to the following provisions:

- (1) The holder shall at all times conduct its operations in accordance with the regulations prescribed by the Department of Transportation for the services authorized by this certificate, and with such other reasonable terms, conditions, and limitations as the Department of Transportation may prescribe in the public interest.
- (2) The holder shall at all times conduct its operations in accordance with all treaties and agreements between the United States and other countries, and the exercise of the privileges granted by this certificate is subject to compliance with such treaties and agreements and with any order of the Department of Transportation issued under them. To the extent that the holder has authority to serve more than one country or points in more than one country on the same route segment, that authority does not confer upon the holder any additional rights (including fifth-freedom intermediate and/or beyond rights) in limited-entry markets unless the Department has completed any necessary carrier selection procedures to determine which carrier(s) should be authorized to exercise such rights and has notified the foreign country(ies) involved that any such selected carrier(s) has the required authority. In such cases, the fact that the carrier may hold authority to serve the countries (points) at issue on the same segment will not be considered as providing any preference to the holder in a carrier selection proceeding.
- (3) The authority contained in this certificate is effective only so long as the holder remains a wholly owned subsidiary of US Airways Group, Inc.
- (4) The exercise of the authority granted here is subject to the holder's first obtaining from the appropriate foreign governments such operating rights as may be necessary.

(5) The holder's authority under this certificate is effective only to the extent that such operations are also authorized by the Federal Aviation Administration (FAA), and comply with all U.S. Government requirements concerning security.*

(6) The holder shall at all times remain a "Citizen of the United States" as required by 49 U.S.C. 40102(a)(15).

(7) The holder shall maintain in effect liability insurance coverage as required under 14 CFR Part 205. Failure to maintain such insurance coverage will render a certificate ineffective, and this or other failure to comply with the provisions of Subtitle VII of Title 49 of the United States Code or the Department's regulations shall be sufficient grounds to revoke this certificate.

(8) The holder is authorized to conduct charter flights in interstate and/or foreign air transportation in accordance with the provisions of 14 CFR 212.

(9) Should the holder propose any substantial changes in its ownership, management, or operations (as that term is defined in 14 CFR 204.2(l)), it must first comply with the requirements of 14 CFR 204.5.

(10) In the event that the holder ceases all operations for which it was found "fit, willing, and able," its authority under this certificate shall be suspended under the terms of 14 CFR 204.7 and the holder may neither recommence nor advertise such operations unless its fitness to do so has been redetermined by the Department. Moreover, if the holder does not resume operations within one year of its cessation, its authority shall be revoked for dormancy.

(11) Any all-cargo services operated under this certificate shall be subject to the following condition:

Points in the territory of Canada shall not be combined on any same plane scheduled or nonscheduled all-cargo courier service operated with aircraft having a maximum takeoff weight greater than 35,000 pounds.

* To assure compliance with all applicable U.S. Government requirements concerning security, the holder shall, before commencing any new service (including charter flights) to or from a foreign airport, contact its Principal Security Inspector (PSI) to advise the PSI of its plans and to find out whether the Transportation Security Administration has determined that security is adequate to allow such airport(s) to be served.

(12) In addition to the authority granted in this certificate, the holder may also conduct operations beyond points in Canada to points in third countries that it holds authority to serve, without local traffic rights between points in Canada and such other points in third countries (i.e., on a blind sector basis).

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